

**CALL TO ORDER**

Mayor Dziubek opened the meeting at 7:00 p.m.

**“Sunshine Law” Announcement:** Adequate notice of this public meeting has been provided by the Annual Notice; mailed electronically to the Hunterdon Democrat and Courier News; posted on the public bulletin board and on file in the Municipal Clerk’s Office.

**FLAG SALUTE**

**ROLL CALL** - Present: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek,  
Absent at the time of Roll Call: None  
Others Present: Ella M. Ruta, Township Clerk, J. Peter Jost, Esq.; Steve Balzano, Environmental Consultant; Carl Hintz, Township Planner

**APPROVAL OF MINUTES**

- a. Re-submitted Regular and Executive Session Meeting Minutes of May 6, 2009.  
A motion made by Mr. Bischoff to approve resubmitted Regular and Executive Session Meeting Minutes of May 6, 2009. Mr. Mazza seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.
- b. May 20, 2009 Meeting Canceled Due to No Quorum.
- c. Regular Meeting Minutes of June 3, 2009. Corrections made to minutes.  
Mr. Severino made a motion to approve the June 3, 2009 minutes as amended. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

**VISITORS**

7:07 Mr. Haynes and Attorney Jost recused themselves from following discussion.

- a. Mark Baranoski – Request to amend conditions attached to the Pattenburg House Liquor License  
Mr. Haynes and the Attorney recused themselves and left the room. Mark Baranoski representing Abaco Blue for the Pattenburg House to amend the restrictions attached to the ABC license. 1) Two additional nights, 2) Expand patio time on Friday, Saturday and Sunday nights to accommodate smoke breaks for patrons. Since the restrictions originated from the Planning Board it should be sent back to them.

7:16 - Attorney Jost returned to meeting room to answer general questions from committee and left the room.

Mr. Bischoff made a motion to amend Abaco Blue LLC t/a Pattenburg House Liquor License to allow one additional night of live music. No live music shall be played except for Thursday, Friday, Saturday and Sunday in the confines of the building. The Liquor License approved tonight for this year with the amendment will be sent back to the Planning Board for their review and a decision by them. Mr. Bischoff said all future amendments will be subject to review by the Planning Board. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Recused – Mr. Haynes. Motion Carried.

**OUT OF AGENDA ORDER**

- a. The following resolution was introduced for adoption:

**RESOLUTION #2009-90**  
**UNION TOWNSHIP; HUNTERDON COUNTY**  
**2009-2010 PLENARY RETAIL CONSUMPTION LICENSE; WITH CONDITIONS**  
**PATTENBERG ENTERTAINMENT T/A PATTENBURG HOUSE**

BE IT RESOLVED, by the Township Committee of the township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Consumption License be issued in the Township of Union effective July 1, 2009; and

BE IT FURTHER RESOLVED that the Municipal Clerk, or her duly authorized agent, is hereby authorized to execute, issue and deliver such license to the following licensee with the Special Conditions noted below:

NAME & TRADE NAME: Pattenberg Entertainment  
t/a Pattenburg House

LOCATION & ADDRESS: 512 Pattenburg Rd.  
Asbury, NJ 08802

LICENSE NUMBER: 1025-33-004-007

Special Conditions:

1. All doors and windows, in the building, must be closed while music, live or recorded, is being played.
2. Live music shall not be played within the confines of the building at any other time than Thursday, Friday, Saturday or Sunday.
3. The petitioner shall provide a security person on all dates and at all times that live music is being played at the licensed premises.
4. The patio and deck adjacent to the Pattenburg House may be utilized for lunches and dinners with the deck and patio to be closed and all patrons removed there from by 10:00 p.m. every evening. All food orders and service shall terminate by 9:00 p.m. each evening.
5. The Pattenburg House is limited to 92 seats (persons to be served) and such patron count shall not be increased in the utilization of the patio and deck and the total seating capacity for service of patrons shall be 92 seats, including the patio, deck and restaurant/bar areas of the Pattenburg House.
6. The only egress onto the patio and deck area after 10:00 p.m. shall be for "emergency exit" purposes only, and the outside gate to the deck shall be locked after 10:00 p.m. so that no entrance can be gained to the patio and deck area.
7. The door to the deck and patio area from inside the Pattenburg House shall be clearly marked as an emergency door.
8. The front door of the Pattenburg House shall not be propped or maintained in an open condition at any time that entertainment is performing.

9. The parking lot will be striped.

BE IT RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mr. Bischoff made a motion to approve the 2009-2010 Liquor License Renewal with conditions for Abaco Blue LLC t/a Pattenburg House as amended. Mr. Severino seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Recuse – Mr. Haynes. Motion Carried.

- b. Carl Hintz & Steve Balzano – Status Update and Review of Highlands Plan Conformance  
Mr. Hintz explained Highlands Plan Conformance. There are four criteria to use to classify property if it is developable or not. Mr. Hintz pointed out areas on the map. Module 1 submitted to the Highlands and we wait for comments from them.

Mr. Bischoff made a motion to endorse Module 1 as recommended by the Highlands Subcommittee and as recited by Mr. Balzano. Mr. Severino seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

The Attorney suggested that the Zoning Ordinance be amended to allow for two single family uses on the Douglass property (preserved farmland). After discussion, the Committee agreed that a variance would be more appropriate. Mr. Jost will prepare the application and submit to the Planning Board for approval.

Mr. Bischoff made a motion to authorize the Planning Board/Board of Adjustment for the necessary variance to allow the construction of a second single family dwelling on the Douglass property. Mr. Severino seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

8:15 pm Mr. Hintz left

## REPORTS RECEIVED

- a. Road Dept.- Week Ending 5/29/09; 6/05/09
- b. Animal Control Officer – May 2009
- c. UT Municipal Court – May 2009. The court seems to be functioning.
- d. UTEC – June 9, 2009 Agenda

## CORRESPONDENCE

Mr. Haynes mentioned the following correspondence: None at this time

Mr. Severino mentioned the following correspondence:

- Williams Gas Pipeline – Contains map and info on pipelines running through the township. Kevin Smith, Township Engineer will distribute to appropriate personnel with a need to know this information.
- Gambony – The Attorney will respond to letter.
- NJ Transit Study – Park & Rides along Rt. 78. Copy left in Clerk's office for review.

Mr. Bischoff reported the following:

- NJLM – New School Funding Formula Upheld

The State Supreme Court upheld the constitutionality of the new school funding formula implemented by the Corzine Administration last year. This continues special aid to the “Abbott Districts” for three years.

Also mentioned, the 20% increase in health benefits program premiums.

- NJLM – Age Restricted Conversions, S-2577/A-3772.  
The conditional veto language has been worked out.
- Twp. Of Bethlehem - Notice of Introduction – Ord #255.53 2009 Zoning Code Amendment, June 1, 2009.  
This is a standard Ordinance.
- Franklin Twp – Notice of Adoption – Ord #2009-4 Development Fee Ordinance, June 4, 2009.  
This ordinance is relative to COAH fees. The Attorney has sent a letter to Stuart Koenig.
- Jeffrey J. Zenna, Esq. – Notice of Claim – June 4, 2009.  
Lawsuit filed for auto accident.

Mr. Mazza mentioned the following correspondence: None at this time

Mrs. Dziubek mentioned the following correspondence:

- Twp of Galloway – Letter in support of Jessica Lunsford Act – June 8, 2009.  
Request for support of the Jessica Lunsford Act to enact child safety zones in New Jersey.  
Mayor Dziubek requested to Clerk to obtain a copy of the resolution.
- NJLM Issues  
State’s School Employees Health Benefits Plan forecasts 20% premium hikes for participating employers. Municipal employers participating in the State Health Benefits Plan will see similar increases.

## **PUBLIC COMMENTS**

Darlene Beam, Union Twp Construction Department asked permission to post Construction Department change information on the website. Darlene discussed in detail the transition work completed and additional work required.

Darlene also requested that vacation and personal day pay to be included in the June 30<sup>th</sup> paychecks for the Construction Department.

The committee thanked Darlene for the diligence.

A motion was made by Mr. Severino to authorize the treasurer to issue checks to John Leonard and Darlene Beam for their unused vacation and personal time according to the Personnel Manual. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

Bruce Hirt, township resident – Asked if bumps on Frontage road could be eliminated in front of the shell station. Whatever can be done is appreciated. Railroad overpass at Baptist Church Road, there are rods sticking out of the concrete that could fall onto traffic. The Engineer to write a letter to inquire when the overpass was last inspected.

Brice Todesco is interested in renting one of the apartments at Hoffman Farm. Attorney Jost suggested Mr. Todesco talk to Michele McBride of UTEC.

**PUBLIC HEARING** – 2<sup>nd</sup> reading**OLD BUSINESS**

- a. Discussion – Union Township Municipal Offices Organizational Chart  
Tabled.

**NEW ORDINANCE** – 1<sup>ST</sup> Reading**NEW BUSINESS**

- b. The following resolution was introduced for adoption:

**RESOLUTION #2009-91**  
**UNION TOWNSHIP, HUNTERDON COUNTY**  
**2009-2010 PLENARY RETAIL CONSUMPTION LICENSE – RENEWAL**

BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Consumption License be issued in the Township of Union to be effective on July 1, 2009; and

BE IT FURTHER RESOLVED that the Municipal Clerk or his/her duly authorized agent is hereby authorized to execute, issue and delivery such license to the following licensee:

Name & Trade Name: Dawnglow Inc.  
t/a Hunterdon Hills Playhouse

Location & Mailing Address: 88 Rte. 173 West  
Hampton, New Jersey 08827

License #: 1025-33-003-003

BE IT FURTHER RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mr. Bischoff made a motion to adopt the above resolution. Mr. Mazza seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried

- c. The following resolution was introduced for adoption:

**RESOLUTION #2009-92**  
**UNION TOWNSHIP, HUNTERDON COUNTY**  
**2009-2010 PLENARY RETAIL CONSUMPTION LICENSE – RENEWAL**

BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Consumption License be issued in the Township of Union to be effective on July 1, 2009; and

BE IT FURTHER RESOLVED that the Municipal Clerk or his/her duly authorized agent is hereby authorized to execute, issue and delivery such license to the following licensee:

Name & Trade Name: Grand Colonial LLC  
t/a The Grand Colonial

Location & Mailing Address: 86 West Highway 173  
Hampton, New Jersey 08827

License #: 1025-33-002-005

BE IT FURTHER RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mr. Severino made a motion to adopt the above resolution. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

d. The following resolution was introduced for adoption:

**RESOLUTION #2009-93**  
**UNION TOWNSHIP, HUNTERDON COUNTY**  
**2009-2010 PLENARY RETAIL CONSUMPTION LICENSE – RENEWAL**

BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Consumption License be issued in the Township of Union to be effective on July 1, 2009; and

BE IT FURTHER RESOLVED that the Municipal Clerk or his/her duly authorized agent is hereby authorized to execute, issue and delivery such license to the following licensee:

Name & Trade Name: Gatanis & Fokas Foods Inc.  
t/a Mountain View Chalet

Location & Mailing Address: 154 State Rte. 173 West  
Asbury, New Jersey 08802

License #: 1025-33-005-004

BE IT FURTHER RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mr. Severino made a motion to adopt the above resolution. Mr. Bischoff seconded the motion. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

e. The following resolution was introduced for adoption.

**RESOLUTION #2009-94**  
**UNION TOWNSHIP, HUNTERDON COUNTY**  
**2009-2010 PLENARY RETAIL DISTRIBUTION LICENSE – RENEWAL**

BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Distribution License be issued in the Township of Union to be effective on July 1, 2009; and

BE IT FURTHER RESOLVED that the Municipal Clerk or his/her duly authorized agent is hereby authorized to execute, issue and delivery such license to the following licensee:

Name & Trade Name: Joseph V. Martin, Jr., Inc.  
t/a Perryville Wine & Spirits

Location & Mailing Address: 72 Rte. 173 West  
Hampton, New Jersey 08827

License #: 1025-44-008-003

BE IT FURTHER RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mr. Severino made a motion to adopt the above resolution. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

f. The following resolution was introduced for adoption:

**RESOLUTION #2009-95  
UNION TOWNSHIP, HUNTERDON COUNTY  
2009-2010 PLENARY RETAIL CONSUMPTION LICENSE – RENEWAL**

BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Consumption License be issued in the Township of Union to be effective on July 1, 2009; and

BE IT FURTHER RESOLVED that the Municipal Clerk or his/her duly authorized agent is hereby authorized to execute, issue and delivery such license to the following licensee:

Name & Trade Name: Apalo Inc  
t/a Perryville Inn

Location & Mailing Address: 167 Perryville Road  
Hampton, New Jersey 08827

License #: 1025-33-006-006

BE IT FURTHER RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mr. Bischoff made a motion to adopt the above resolution. Mr. Severino seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

g. The following resolution was introduced for adoption:

**RESOLUTION #2009-96  
UNION TOWNSHIP, HUNTERDON COUNTY  
2009-2010 PLENARY RETAIL CONSUMPTION LICENSE – RENEWAL**

BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Consumption License be issued in the Township of Union to be effective on July 1, 2009; and

BE IT FURTHER RESOLVED that the Municipal Clerk or his/her duly authorized agent is hereby authorized to execute, issue and delivery such license to the following licensee:

Name & Trade Name: Myriel Restaurant LLC  
t/a Clinton Station Diner

Location & Mailing Address: 301 County Route 639  
Bloomsbury, New Jersey 08804

License #: 1025-33-007-009

BE IT FURTHER RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mr. Bischoff made a motion to adopt the above resolution. Mr. Severino seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

h. The following resolution was introduced for adoption:

**RESOLUTION 2009-97**  
**Excavation Bond Refund**  
**Tony Maglio, Block 22 Lot 7 & 7.01**

**WHEREAS**, Tony Maglio, did post an excavation bond in the amount of \$250.00 for work performed at Block 22 Lots 7 & 7.01, in the Township, and

**WHEREAS**, the work and inspections are complete, and

**WHEREAS**, the construction department has requested that this bond now be released back to Tony Maglio,

**NOW, THEREFORE, BE IT RESOLVED**, that the excavation bond in the amount of \$250.00, be released to Tony Maglio,

**BE IT FURTHER RESOLVED**, that this resolution shall take effect immediately.

i. The following resolution was introduced for adoption:

**RESOLUTION 2009-98**  
**Excavation Bond Refund**  
**William Delfinis, Block 21.02 lot 29.22**

**WHEREAS**, William Delfinis, did post an excavation bond in the amount of \$250.00 for work performed at Block 21.02 Lot 29.22, in the Township, and

**WHEREAS**, the work and inspections are complete, and



**WHEREAS**, the construction department has requested that this bond now be released back to William Delfinis,

**NOW, THEREFORE, BE IT RESOLVED**, that the excavation bond in the amount of \$250.00, be released to William Delfinis,

**BE IT FURTHER RESOLVED**, that this resolution shall take effect immediately.

Mr. Mazza made a motion to adopt the above resolution. Mr. Severino seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

j. The following resolution was introduced for adoption:

**RESOLUTION 2009-99**  
**Authorizing Release of Escrow Fund to**  
**K. Hovnanian at Union Township II, LLC**

**WHEREAS**, Union Township acquired property known as Block 22, Lot 20, in the Township of Union, commonly known as the Milligan Farm from K. Hovnanian at Union Township II, LLC by deed dated January 30, 2006; and

**WHEREAS**, at the time of closing of title the Township and K. Hovnanian entered into a Closing and Escrow Agreement dated January 30, 2006 concerning certain items that were incomplete as of closing and were required to be provided for; and

**WHEREAS**, at the time of said closing, the seller provided the Township with credits against the purchase price in the total amount of \$43,011 in satisfaction of items more particularly specified in said Closing and Escrow Agreement; and

**WHEREAS**, pursuant to said Agreement, there was also withheld from the net proceeds of closing the sum of \$45,000, to be held in escrow by the Township in an interest bearing account pending remediation of certain trace elements of arsenic located at AOC 10 and polyaromatic hydrocarbons (“PAH’s”) in sediments at AOC 13 (unnamed tributary to Sidney Brook); and

**WHEREAS**, there was also withheld from the net proceeds at closing the sum of \$5,000 which was held in escrow by buyer pending confirmatory sampling for lead in soil at the tractor barn area to further document that lead levels in the soil are below the Unrestricted Use Direct Content Soil Clean-Up criteria established by the DEP; and

**WHEREAS**, by Resolution 2006-54 adopted on April 12, 2006, the Union Township Committee, upon confirmation that the Township’s Environmental Consultant, Vincent Uhl, was satisfied that sufficient sampling had been conducted and that K. Hovnanian had documented that the lead soil had been remediated to the applicable standards, did authorize release of the lead escrow in the amount of \$5,000, together with accumulated interest, and that check number 001016 in the amount of \$5,012.65 was subsequently forwarded to K. Hovnanian at Union Township II, LLC in care of Paul H. Schneider, Esquire; and

**WHEREAS**, on September 12, 2008, DEP issued a No Further Action Letter & Covenant Not to Sue with regard to AOC 10 - Arsenic Contamination and AOC 13 – Unnamed Tributary to Sidney Brook regarding Block 22, Lot 20, Milligan Farm, which No Further Action Letter was countersigned by K. Hovnanian at Union Township II, LLC by Michael Villane, North Central Area Vice President on September 22, 2008; and

**WHEREAS**, Paul H. Schneider, Esquire has certified in a letter dated October 10, 2008 that K. Hovnanian at Union Township II, LLC has paid off all invoices for oversight costs issued by DEP; and good cause appearing

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey, that the requirements of the Closing and Escrow Agreement between K. Hovnanian at Union Township II, LLC and the Township of Union dated January 30, 2006 with regard to remediation of arsenic soil at AOC 10 and sediment at AOC 13 (unnamed tributary to Sidney Brook), having been satisfied by virtue of the No Further Action Letter & Covenant Not to Sue issued by DEP dated September 12, 2008 and countersigned by K. Hovnanian at Union Township II, LLC on September 22, 2008, and good cause appearing, that the escrow fund in the amount of \$45,000, together with interest accrued thereon, shall be returned to K. Hovnanian at Union Township II, LLC in care of Paul H. Schneider, Esquire; and

**BE IT FURTHER RESOLVED**, that this resolution shall take effect immediately.

After explanation of Not to Sue & Covenant by Attorney Jost, Mr. Mazza made a motion to adopt the above resolution. Mr. Severino seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

k. The following resolution was introduced for adoption:

**RESOLUTION #2009-100**

**APPROVAL TO SUBMIT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE  
NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PERRYVILLE ROAD  
IMPROVEMENTS PROJECT**

**WHEREAS**, the Township of Union, Hunterdon County, has been notified there are available funds under the Municipal Aid Transportation Act; and

**WHEREAS**, Perryville Road Improvements are proposed from north-west of the Township Municipal Building, approximately 2,3000 L.F. to south-east along Perryville Road to Main Street (Jutland) in the Township of Union, County of Hunterdon, State of New Jersey;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Union, formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Union Township Mayor and the Township Clerk are hereby authorized to submit an electronic grant application identified as **MA-2010-Union Township-00483** to the New Jersey Department of Transportation on behalf of the Township of Union.

**BE IT FURTHER RESOLVED** that the Union Township Mayor and the Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Union and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Mr. Severino made a motion to adopt the above resolution. Mr. Bischoff seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

l. The following resolution was introduced for adoption:

**RESOLUTION #2009-101**

**UNION TOWNSHIP, HUNTERDON COUNTY**

**2009 SALARY RESOLUTION**

WHEREAS, a salary ordinance has been adopted by the Township of Union, Township Committee, indicating salary ranges; and

WHEREAS, the Township committee has determined the amount that each employee is to be paid for the year 2009 as follows:

Salaries are for a period of one year unless otherwise noted:

**ADMINISTRATIVE**

Mayor	\$ 4,800.00
Township Committee	4,500.00
Township Clerk	49,920.00
Administrative Assistant	0-20,000.00
Registrar	325.00 January 1, 2009 – June 30, 2009
Registrar	2,000.00 July 1, 2009 – December 31, 2009
Tax Collector	34,421.00
Tax Assessor	37,908.00
Treasurer	21,718.00
Certified Municipal Finance Officer	30,371.00
Emergency Management Coordinator	5,408.00
Deputy Emg. Mgm. coordinator	1,082.00
911 Coordinator	2,588.00
Housing Administrator – COAH	

**CONSTRUCTION DEPARTMENT**

Construction Sub Code Official	10,005.00 January 1, 2009 – June 30, 2009
Building Sub Code Official	10,005.00 January 1, 2009 – June 30, 2009
Fire Sub Code Official	4,802.00 January 1, 2009 – June 30, 2009
Building Dept. Secretary/Administrative Assistant	19,901.50 January 1, 2009 – June 30, 2009
Plumbing Sub Code Official/Inspector	7,057.50 January 1, 2009 – June 30, 2009
Electrical Sub Code Official/Inspector	6,868.00 January 1, 2009 – June 30, 2009

**MUNICIPAL COURT**

Judge	23,795.00
Court Administrator	46,076.00
Arrest After Hours	Rate p/hr. -\$3,000 max. 1 yr.
Deputy Court Administrator #1	\$16.00/hr
Deputy Court Administrator #2	\$18.00/hr
Deputy Court Administrator #3	\$20.00/hr
Municipal Prosecutor	14,000.00

**PUBLIC WORKS DEPARTMENT**

Foreman	62,993.00
Public Works Staff No. 1	44,670.00
Public Works Staff No. 2	43,913.00
Public Works Staff No. 3	39,776.00
Public Works Staff No. 4	39,099.84

Part Time/Emergency Employee (By Appointment)	12.50/hr.
Park Work Staff No. 1	0 - 12,979.00

**LAND USE DEPARTMENT**

Zoning Officer	12,350.00
Deputy Zoning Officer	1.00
Planning Bd./Bd. of Adjustment Secreta	27,490.00

**MISCELLANEOUS**

Recycling Attendant(s) 1, 2, 3	11.70/hr.
Senior Recycling Attendant	13.00
Recycling Coordinator	8,977.00
Clean Communities Coordinator	13.00/hr.
Dog & Cat Registrar	4,651.00
Dog Census	2,500.00
Animal Control Officer	5,000.00 Effective Date 3/1/09
Dumpster Attendant	12.75r.
Dumpster Attendant Helper	10.70r.

**LONGEVITY PAY** – In addition to the salary indicated above, each full-time employee shall receive longevity pay after five (5) years of continuous service, beginning on or before March 15<sup>th</sup>, including any officially authorized leave of absence, sick leave or vacation. Longevity pay shall not include additional compensation, such as overtime; and shall be calculated as follows:

Fifth year salary x 1%	employed 5 - 9 years
Tenth year salary x 1%	employed 10 - 14 years
Fifteenth year salary x 1%	employed 15 – 19 years
Twentieth year salary x 1%	employed 20 – 24 years
Twenty-fifth year salary x 1%	employed 25 years and more

**MISCELLANEOUS** – Travel expenses, training and education expenses, overtime, health and disability insurance, retirement and life insurance, paid holidays, sick pay, leaves of absence, paid vacations, equipment allowances, emergency meal allowances and other benefits shall be as set forth in the current Union Township Personnel Manual, or in accordance with applicable law.

Mr. Bischoff made a motion to adopt the above resolution amended with correction and Grace Brennan's agreement. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Nays – Mr. Haynes. Motion Carried.

9:12 pm Mrs. Dziubek recused herself and left the room.

m. The following resolution was introduced for adoption:

**RESOLUTION #2009-102**  
**TOWNSHIP OF UNION, HUNTERDON COUNTY**  
**RESOLUTION TO AUTHORIZE THE TAX COLLECTOR TO EXEMPT PROPERTY TAXES**  
**FOR BLOCK 29, LOT 19 PURSUANT TO THE DISABLED VETERAN EXEMPTION**

**WHEREAS**, pursuant to N.J.S.A. 54:4-3.30(a) the dwelling house and curtilage owned by a citizen and resident of New Jersey who is a veteran and has a total or 100 percent permanent disability as defined therein may be exempt from property taxes; and

**WHEREAS**, Patrick Dziubek is a resident and citizen of New Jersey who served in active war time and was honorably discharged from the U.S. Armed Forces, and was declared on March 12, 2008 (via letter dated May 21, 2009) by the U.S. Department of Veterans Affairs to have a wartime service-connected disability that has caused him to be totally and one hundred percent permanently disabled; and

**WHEREAS**, Patrick Dziubek owns legal title to the entire dwelling house and curtilage on the property identified as Block 29, Lot 19, which is his principal place of residence; and

**WHEREAS**, as set forth in the May 28, 2009 memo (attached) from Union Township Tax Assessor, Robert Vance, the property consists of a dwelling upon 7.12 acres; and

**WHEREAS**, the Township may cancel the property taxes, on a prorated basis, from the date a valid application for exemption was filed with the tax assessor and Patrick Dziubek filed his application on June 1, 2009 and the tax assessor approved the exemption on June 1, 2009 based on the application and information provided; and

**WHEREAS**, the Township of Union desires to authorize the tax collector to cancel the dwelling house and curtilage property taxes due on Block 29, Lot 19 effective June 1, 2009 and to relieve the tax collector from the responsibility of collecting property taxes on Block 29, Lot 19 pursuant to this Resolution until such time as the tax assessor determines the property owner is no longer eligible for the disabled veterans exemption.

**NOW, THEREFORE, BE IT RESOLVED**, on this 17<sup>th</sup> day of June, 2009 by the Township Committee of the Township of Union, Hunterdon County, State of New Jersey, as follows:

1. The tax collector shall exempt the dwelling house and curtilage property taxes due on Block 29, Lot 19 effective June 1, 2009, as outlined in the memo dated May 28, 2009 from Robert Vance, Union Township Tax Assessor.
2. The tax collector shall be relieved of the responsibility for collecting property taxes for the dwelling house and curtilage on Block 29, Lot 19 subsequent to the effective date of this Resolution until such time as the tax assessor determines the property owner is no longer eligible for the disabled veterans exemption.
3. The Township's statement of approval of exempting the owner from property taxes as outlined above pursuant to the Disabled Veterans Exemption Program, along with the resolution shall be forwarded to the Hunterdon County Tax Board.
4. This Resolution shall take effect immediately upon adoption

Mr. Haynes made a motion to adopt the above resolution. Mr. Severino seconded. Vote: Ayes – Mr. Haynes, Mr. Severino. Nays – Mr. Bischoff, Mr. Mazza. Motion Denied.

Mr. Bischoff made a motion to amend the resolution to make it retroactive to January 1, 2009. Mr. Mazza seconded. Vote: Ayes – Mr. Bischoff, Mr. Mazza. Nays – Mr. Haynes, Mr. Severino. Motion Denied.

Mr. Mazza re-introduced the original resolution. Mr. Haynes seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Mazza. Abstained – Mr. Bischoff. Motion Carried.

9:25 pm Mrs. Dziubek returned to the room.

m. The following resolution was introduced for adoption:

**RESOLUTION #2009-103**

**Re: Authorizing the Execution of Professional Services  
Agreement for Auction Services with Max Spann R.E. & Auction Co.  
For the Sale of Surplus Municipal Land**

**WHEREAS**, the Township of Union, County of Hunterdon, has determined that it is in the best interest to contract with Max Spann R.E. Auction Co., P.O. Box 4992, Clinton, New Jersey 08809, for the public auction of public lands not needed by the Township of Union; and

**WHEREAS**, a “Professional Services Agreement” has been submitted by Max Spann Auction Co. and the same is permitted and authorized pursuant to N.J.S.A. 40A:12-13;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey as follows:

1. That the Mayor and Township Clerk are hereby authorized and directed to execute the attached “Professional Services Agreement.”
2. That the Township Clerk send an executed copy of the “Professional Services Agreement” and this Resolution to Max Spann Auction Co., at the above address.

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately.

Mr. Severino made a motion to approve the professional services contract for auction marketing services subject to the resolution of the variance issues. Mr. Haynes seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

**REPORTS**

**a. Engineer’s Report** – a written copy of the report has been submitted with following topics:

- M&R – 2008 – Maintenance Guarantee – Due to inclement weather the meeting with the contractor has not taken place.
- Annual Stormwater Report 2008-2009 – Actively working.
- M&R – 2009 – Working on completing bid documents for 2009 oil and chip.
- NJDOT Local Aid Application – Prepared and submitted and resolution passed and ready to go.
- Efficiency and Conservation Block Grants Program – Currently waiting a follow-up from the State regarding the eligibility requirements and application process.
- Pattenburg Quarry/Ferreira Group – Need escrow agreement for periodic inspection of the reclamation plan.
- Exxon Service Station – Request for Current & Potential Groundwater Usage – Engineer sent letter to GES.
- Pilot Travel Centers – Meeting has been scheduled.

- Mr. Haynes commented that we never took over Main Street, Jutland. The issue needs to be resolved. After brief discussion, the Engineer will investigate outstanding issues and report to the committee.
- Trees planted along Perryville Road are dying. Engineer will check with Mr. Hintz.

**b. Attorney's Report**

- Wrote letter on Roerig to the County Planning Board and did not receive reply.
- The Mayor inquired the status of the Witte COAH Fee. The Attorney briefly updated the committee status pending.

**c. Mayor's Report**

- Noted that the Bond Anticipations were sold. Proper paper work attached to the purchase order. Handwritten note is not acceptable.

**d. Committee Reports**

Mr. Bischoff reported the following:

- Bill's quote: "The inherent vice of capitalism is the unequal sharing of the blessings. The inherent blessings of socialism is the equal sharing of misery." Mr. Churchill.
- Discussed correspondence from Clinton re: COAH. Mr. Balzano expanded on the issue.
- Letter from Mr. Hintz requesting his firm be appointed as primary signatory to the Highland Council. Mr. Balzano recommended deferring it to the next committee meeting.
- Mr. Bischoff items for executive session including Mr. Balzano issues and COAH.
- Attorney Jost informed the committee of meetings with NJDOT to discuss traffic regulations/parking on both sides of Rt. 78.

Mr. Haynes reported the following: None

Mr. Mazza reported the following: None

Mr. Severino reported the following: None

Mrs. Dziubek reported the following: None

**e. Clerk's Report**

- Jack Early, Tax Coll. – Approval to attend League of Municipalities Conference, Nov. 17-19

Mr. Severino made a motion to approve the above request on the condition that he attends the educational programs. Mr. Bischoff seconded. Vote: Nays – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

- Ella M. Ruta, Twp. Clerk - Approval to attend League of Municipalities Conference, Nov. 17-19

Mr. Mazza made a motion to approve the above request on the condition that she attends the educational programs. Motion seconded by Mr. Severino. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

**PUBLIC COMMENTS**

None

**PAYMENT OF THE BILLS**

Mr. Mazza moved that all claims against the Township of Union as appearing in the Claims Register of this date be paid and that all checks listed hereinafter be issued in payment thereof. Mr. Haynes seconded.

Vote: Ayes - Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza. Mrs. Dziubek. Motion Carried.

**EXECUTIVE SESSION** – the following resolution was introduced for adoption:

**RESOLUTION 2009-104****Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12**

**WHEREAS**, the Township Committee of the Township of Union is subject to certain requirements of the *Open Public Meetings Act*, N.J.S.A. 10:4-6, et. seq.; and

**WHEREAS**, the *Open Public Meetings Act*, N.J.S.A. 10-4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

**WHEREAS**, it is necessary for the Township Committee of the Township of Union to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

1. \_\_\_\_\_ *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege*: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is require in order for the attorney to exercise his ethical duties as a lawyer.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Union, assembled in Executive session on June 17, 2009, at 10:07 p.m. in the Union Township Municipal Building, 140 Perryville Road, Hampton, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

Mr. Bischoff made a motion to adopt the above resolution. Mr. Mazza seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza. Motion Carried.

At 10:36 p.m., Mr. Severino made a motion to go back to public session. Mr. Mazza seconded. Vote: Ayes – Mr. Haynes, Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion Carried.

A resident called Mrs. Dziubek to complain about the speed limit on Baptist Church Road. Speed limit is not being followed. The resident wants a “Hidden Driveway” sign erected at 27 Baptist Church Road. Mrs. Dziubek will call the engineer.



**ADJOURNMENT** – There being no further business to come before the Township Committee at this time, Mr. Bischoff made a motion to adjourn. Mr. Severino seconded the motion. Motion carried by unanimous favorable roll call vote.

Meeting adjourned at approximately 10:40 p.m.

Respectfully submitted,

Pat Essig  
Administrative Assistant